

1 WO
2
3
4
5

6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

8
9 Suzanne Yu,

No. CV-22-02182-PHX-JAT

10 Plaintiff,

11 v.
12
13
14
15 ORDER
16 Steven Fydeski, Desert Creek Film Fund I
17 LLC, Desert Creek Film Fund Management
18 LLC, Cloudburst Entertainment LLC,
19 Cloudburst Distribution LLC, Storyboard
20 Media LLC, and The Comeback Trail LLC,
21 Defendants.

22 On January 10, 2023, the Court issued the following order:

23 “Inquiring whether the court has jurisdiction is a federal judge’s first
24 duty in every case.” *Belleville Catering Co. v. Champaign Market Place, L.L.C.*, 350 F.3d 691, 693 (7th Cir. 2003). In this case, Plaintiff has alleged
25 jurisdiction based on diversity of citizenship. See (Doc. 1 (citing 28 U.S.C. §
1332)). However, the complaint fails to sufficiently plead the citizenship of
the parties. See *Johnson v. Columbia Properties Anchorage, L.P.*, 437 F.3d
894, 899 (9th Cir. 2006). Specifically, a complaint must list the citizenship
of every member of any party that is a limited partnership or limited liability
company. *NewGen, LLC v. Safe Cig, LLC*, 840 F.3d 606, 611 (9th Cir. 2016).

Accordingly,

IT IS ORDERED that by January 23, 2023, Plaintiff must file a
supplement to the complaint properly pleading the citizenship of every party
or this case will be dismissed, without prejudice, for lack of federal subject
matter jurisdiction.

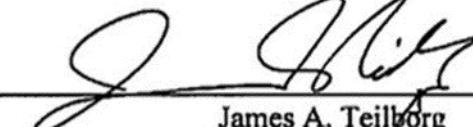
(Doc. 6).

On January 11, 2023, Plaintiff filed a supplement which alleged the citizenship of
some, but not all, relevant limited liability companies. The Court will give Plaintiff one
last opportunity to plead jurisdiction before the Court dismisses this case without prejudice

1 for lack of federal subject matter jurisdiction. Therefore,

2 **IT IS ORDERED** that Plaintiff has until January 27, 2023, to file a second
3 supplement to the complaint fully alleging the citizenship of all parties.

4 Dated this 20th day of January, 2023.

5
6 
7 _____
8 James A. Teilborg
9 Senior United States District Judge
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28